

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with C. James Bushman on 26 May 2010.

The application has been amended as follows:

In claim 3, lines 1-2 please replace "one of the preceding claims" with --claim 1--.

The following is an examiner's statement of reasons for allowance:

None of the cited prior art either alone or in combination, discloses a method of manufacturing an aluminum trihydrate comprising hydrolyzing an aluminum alcoholate between 0 and 60 C in solution at a pH of greater than 8 along with -serin, aspartic acid, L-tyrosine, L-cysteine, glycine, L-luecin, isoleucine, alanine, asparagine, cysteine, glutamic acid, glutamine, proline, selenocysteine, serine, arginine, histidine, ornithine, taurine, lysine, methionine, phenylalanine, threonine, tryptophan or valine ("receivers"), ie the amino acids within the claim scope. Furthermore nor is a compound with 2 to 24 carbon atoms which has both at least one amino group and one carboxyl group contained therein.

Newly cited US Patent No. 6027706 discloses production of an aluminum trihydrate from an aqueous solution of HCl, hexanoic acid at a temperature between 0

Art Unit: 1793

and 100 C at a pH between 5.5 and 8. The mixture can be aged. This differs from the instant application in that a lower pH is utilized nor are any of the above receivers.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Richard M. Rump whose telephone number is (571) 270-5848. The examiner can normally be reached on Monday through Friday 7:00 AM-4:30 PM (-5 GMT).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stanley Silverman can be reached on (571)272-1358. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/R. M. R./  
Examiner, Art Unit 1793

/Stuart Hendrickson/  
Primary Examiner, Art Unit 1793